

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, September 18, 2012, 7:00 PM
Large Court Room – City Hall

PRESENT:

Board of Mayor and Aldermen

Mayor Dennis R. Phillips, Presiding
Alderman Valerie Joh
Alderman Mike McIntire
Vice-Mayor Tom C. Parham

Alderman Tom Segelhorst
Alderman Jantry Shupe

City Administration

John G. Campbell, City Manager
J. Michael Billingsley, City Attorney
James H. Demming, City Recorder

- I. **CALL TO ORDER:** 7:00 p.m., by Mayor Dennis R. Phillips.
- II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** Public Works Director – Ryan McReynolds.
- II.B. **INVOCATION:** Carl Strickler – Retired Baptist Pastor
- III. **ROLL CALL:** By City Recorder Demming. Absent: Alderman John Clark.
- IV. **RECOGNITIONS AND PRESENTATIONS.**
 - 1. Keep Kingsport Beautiful Beautification Awards – Robin Cleary.
 - 2. Sullivan County Imagination Library Week Proclamation – Rhoda Bliese.
- V. **APPROVAL OF MINUTES.**

Motion/Second: Joh/Parham, to approve minutes for the following meetings:

- A. September 4, 2012 Regular Work Session
- B. September 4, 2012 Regular Business Meeting

Approved: All present voting “aye.”

VI. **COMMUNITY INTEREST ITEMS.**

AA. **PUBLIC HEARINGS.** None.

A. **PUBLIC COMMENT.** Mayor Phillips invited citizens in attendance to speak about any of the remaining agenda items. There being no one coming forward to speak, the Mayor closed the public comment segment.

B. **BUSINESS MATTERS REQUIRING FIRST READING.**

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1. Consideration of an Ordinance to Increase the Budgeted Amount in the Library Commission Fund (AF: 272-2012).

Motion/Second: McIntire/Shupe, to pass:

AN ORDINANCE TO AMEND THE LIBRARY COMMISSION FUND BUDGET BY APPROPRIATING FUNDS RECEIVED FROM THE FRIENDS OF THE LIBRARY FOR THE YEAR ENDING JUNE 30, 2013; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION.

1. Consideration of an Ordinance to Amend Zoning of Parcels 1, 2, 3 on Tax Map 61C, Group C Located along East Center Street from B-1 Zoning to B-3 Zoning (AF: 262-2012).

Motion/Second: McIntire/Segelhorst, to pass:

ORDINANCE NO. 6244, AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY AT 1425,1433,1451, 1455, 1457,1459, 1501,1503,1505,1507 EAST CENTER STREET FROM B-1, NEIGHBORHOOD BUSINESS DISTRICT TO B-3, GENERAL BUSINESS DISTRICT IN THE 11TH CIVIL DISTRICT OF SULLIVAN COUNTY; TO FIX A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

2. Consideration of an Ordinance to Amend Zoning of Parcel 6.60 on Tax Map 46E, Group E Located along Bridgewater Lane and Bowater Drive from B-3 Zoning to R-4 Zoning (AF: 263-2012). City Manager Campbell noted the requestor of this rezoning has asked the city to delay this process. Alderman Segelhorst made a motion to defer this item until at least October 16, 2012. Alderman Joh seconded this motion with all present voting "aye."

Motion/Second: Parham/Joh, to adopt:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO REZONE PROPERTY AT 1400 BRIDGEWATER LANE FROM B-3, GENERAL BUSINESS DISTRICT TO R-4, MEDIUM DENSITY APARTMENT DISTRICT IN THE 11TH CIVIL DISTRICT OF SULLIVAN COUNTY; TO FIX A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Deferred on second reading.

3. Consideration of an Ordinance to Amend the Code of Ordinances, Division 2, Section 114-201 for the City of Kingsport (AF: 250-2012).

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Motion/Second: McIntire/Shupe, to pass:

ORDINANCE NO. 6245, AN ORDINANCE TO AMEND THE CODE OF ORDINANCES, CITY OF KINGSFORT, TENNESSEE, DIVISION 2, SECTION 114-201; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

D. OTHER BUSINESS.

1. Consideration of a Resolution Authorizing the Mayor to Execute All Documents Necessary and Proper with the Industrial Development Board of the City of Kingsport, Tennessee (KEDB) for a Contribution for Economic Development (AF: 285-2012). City Manager Campbell stated this was a contribution of \$65,000 a year for the next five years. Mayor Phillips noted the city is seeking developers for housing in downtown.

Motion/Second: Joh/Parham, to pass:

Resolution No. 2013-044, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH THE INDUSTRIAL DEVELOPMENT BOARD OF THE CITY OF KINGSFORT, TENNESSEE (KEDB) FOR A CONTRIBUTION FOR ECONOMIC DEVELOPMENT

Passed: All present voting "aye."

2. Consideration of a Resolution Awarding the Bid for the Purchase of Two (2) Automated Leaf Collection Trucks to Smoky Mountain Truck Center, LLC (AF: 277-2012). Mayor Phillips asked staff to look into leaf pick-up for the newly annexed areas in Colonial Heights so they won't miss out on this benefit.

Motion/Second: Joh/Shupe, to pass:

Resolution No. 2013-045, A RESOLUTION AWARDING THE BID FOR THE PURCHASE OF TWO AUTOMATED LEAF COLLECTION TRUCKS TO SMOKY MOUNTAIN TRUCK CENTER, LLC AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

3. Consideration of a Resolution Awarding the Bid for the Purchase of One (1) Swaploader Equipped Truck to Smoky Mountain Truck Center, LLC (AF: 278-2012).

Motion/Second: McIntire/Joh, to pass:

Resolution No. 2013-046, A RESOLUTION AWARDING THE BID FOR THE PURCHASE OF ONE SWAPLOADER EQUIPPED TRUCK TO SMOKY MOUNTAIN TRUCK CENTER, LLC AND AUTHORIZING THE CITY MANAGER TO EXECUTE A PURCHASE ORDER FOR THE SAME

Passed: All present voting "aye."

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4. Consideration of a Resolution Authorizing the Mayor to Execute All Documents Necessary to Apply for and Receive the Solid Waste Recycling Rebate Grant from the Tennessee Department of Environment and Conservation (TDEC) Solid Waste Management Division (AF: 274-2012).

Motion/Second: Segelhorst/Shupe, to pass:

Resolution No. 2013-047, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A SOLID WASTE RECYCLING REBATE GRANT FROM THE TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION SOLID WASTE MANAGEMENT DIVISION

Passed: All present voting "aye."

5. Consideration of a Resolution Approving an Application for and Receipt of a Library Services and Technology Act (LSTA) Grant to Purchase Technology Equipment, Authorize the Mayor to Execute All Documents and Agreements for the Same (AF: 275-2012). City Manager Campbell stated this would replace eight computers that were bought in 2007.

Motion/Second: McIntire/Shupe, to pass:

Resolution No. 2013-048, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A LIBRARY AND TECHNOLOGY ACT GRANT

Passed: All present voting "aye."

6. Consideration of a Resolution to Enter into a Professional Services Agreement with Gresham, Smith & Partners for Reedy Creek Wastewater Storage Facility Schematic Design and Authorize the Mayor to Sign All Applicable Documents (AF: 280-2012). City Manager Campbell explained this was part of the city's comprehensive plan to ensure cost-effective and compliant wastewater collection. Public Works Director Ryan McReynolds provided further details, noting this would ensure compliance at all times with our NPDES permit, TDEC (Tennessee Department of Energy and Conservation) and the EPA (Environmental Protection Agency). He also pointed out the benefits this facility would provide the city's water system by allowing stormwater to flow back into the wastewater treatment plant. Vice-Mayor Parham noted this provision has been included in the Capital Improvement Plan.

Motion/Second: Segelhorst/Joh, to pass:

Resolution No. 2013-049, A RESOLUTION APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH GRESHAM, SMITH & PARTNERS FOR THE REEDY CREEK WASTEWATER STORAGE FACILITY SCHEMATIC DESIGN AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

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7. Consideration of a Resolution Authorizing the Public Works Director to Sign All Applicable Documents Relating to Tax Deductions as Requested by Energy Systems Group (ESG) Referencing the Guaranteed Energy Savings Performance Contract Phase II (AF: 282-2012).

Motion/Second: Shupe/Segelhorst, to pass:

Resolution No. 2013-050, A RESOLUTION AUTHORIZING THE PUBLIC WORKS DIRECTOR TO EXECUTE APPENDIX 1: GOVERNMENT BUILDING PRIMARY DESIGNER ACKNOWLEDGEMENT AND ALL DOCUMENTS NECESSARY AND PROPER RELATING TO TAX DEDUCTIONS AS REQUESTED BY ENERGY SYSTEMS GROUP

Passed: All present voting "aye."

8. Consideration of a Resolution Authorizing the Mayor to Accept a Modular Classroom Unit as a Donation from Gravelly Baptist Church (AF: 284-2012). City Manager Campbell noted this would go behind the Kingsport Animal Shelter. Mayor Phillips commented the city needs to send a thank you letter to the church. Vice-Mayor Parham stated the building would be used as a classroom for training and instruction.

Motion/Second: Shupe/Joh, to pass:

Resolution No. 2013-051, A RESOLUTION ACCEPTING A DONATION OF A MODULAR CLASSROOM UNIT FROM GRAVELLY BAPTIST CHURCH

Passed: All present voting "aye."

E. APPOINTMENTS/REAPPOINTMENTS. None.

VII. CONSENT AGENDA. *(These items are considered under one motion.)*

Motion/Second: Parham/Segelhorst, to adopt:

1. Consideration of an Ordinance to Amend the Various Projects and Funds (AF: 264-2012).

Adopt:

Ordinance No. 6243, AN ORDINANCE TO AMEND VARIOUS FUND BUDGETS FOR THE FISCAL YEAR ENDING JUNE 30, 2012; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Joh, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

2. Consideration of an Approval of Offer for Easement and Right-of-Way for the Konnarock Road Truxton Drive Waterline Improvement Project (AF: 279-2012).

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Approve:

OFFERS FOR EASEMENT AND RIGHT-OF-WAY FOR THE KONNAROCK ROAD
TRUXTON DRIVE WATERLINE IMPROVEMENT PROJECT

Passed in a roll call vote: Joh, McIntire, Parham, Segelhorst, Shupe and Phillips voting
"aye."


VIII. COMMUNICATIONS.

- A. CITY MANAGER.** City Manager Campbell commented on the current United Way Campaign, noting it is a heritage in Kingsport and unmatched anywhere in the state in terms of giving.
- B. MAYOR AND BOARD MEMBERS.** Alderman Joh reminded everyone to drive carefully during inclement weather. Alderman Segelhorst congratulated two Kingsport firefighters who recently climbed 110 stories in full gear in Nashville to honor those who responded on September 11, 2001. He also invited everyone to the concert series beginning this Thursday at 7:00 p.m. at the Farmer's Market for the next five weeks. Mr. Segelhorst offered congratulations to the Keep Kingsport Beautiful winners.
- C. VISITORS.** Ms. Barbara Brown, Lomax Street, commented on several issues including bicycles in Kingsport and the need to fix Legion Pool.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Phillips adjourned the meeting at 7:45 p.m.


ANGELA MARSHALL
Deputy City Recorder




DENNIS R. PHILLIPS
Mayor